

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF IOWA**

In Re:) Case No.: 14-02831-als7
))
GRETTER AUTOLAND, INC.,) Chapter 7 (Converted from Chapter 11)
))
Debtor and Debtor in Possession.) Hon. Anita L. Shodeen
))
PO Box 947))
Washington, IA 52353))
))
EIN: 20-8695006))
))

ROBERT G. SCHLEGEL, ESQ., IN HIS) Adversary Proceeding No. 16-30001-als
CAPACITY AS CHAPTER 7))
BANKRUPTCY TRUSTEE AND NOT) **MOTION TO DISMISS WITHOUT**
INDIVIDUALLY) **PREJUDICE**
))
Plaintiff,))
v.))
))
BROWN, WINICK, GRAVES, GROSS,) Date: March 11, 2016
BASKERVILLE & SCHOENEBAUM,) Time: 9:00 a.m.
PLC,) Courtroom 1
))
and))
))
EDWARDS AUTO PLAZA, INC.,))
))
Defendants.))

)

COMES NOW Plaintiff, Robert G. Schlegel, Esq. in his capacity as Chapter 7 Bankruptcy Trustee, (hereinafter “Chapter 7 Trustee” or the “Plaintiff”), pursuant to the Federal Rule of Civil Procedure 41(a)(2), made applicable by Bankruptcy Rule 7041, and for his Motion to Dismiss without Prejudice, hereby states the following:

1. Upon exercise of his due diligence in review of the pleadings, hearing transcripts, and discovery, the Chapter 7 Trustee has determined that dismissal of this Complaint without prejudice is in the best interest of the bankruptcy estate.

2. The Chapter 7 Trustee reserves his right to re-file the Complaint in the future.

WHEREFORE, Plaintiff requests that the Court dismiss the Chapter 7 Trustee's Complaint without prejudice.

Dated: March 1, 2016

Respectfully Submitted,

/s/ Jeffrey D. Goetz
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